

1 Adopt 2 Cal. Code Regs. Section 18215.2 to read:

2 **§ 18215.2. Uncompensated Internet Activity by Individuals that is not a**
3 **Contribution or Expenditure.**

4 (a) When an individual or a group of individuals, acting independently or in
5 coordination with any candidate, committee, or political party committee, engages in
6 Internet activities for the purpose of supporting or opposing a candidate or measure under
7 the Act, neither of the following is a contribution or an expenditure by that individual or
8 group of individuals:

9 (1) The individual's uncompensated personal services related to such Internet
10 activities;

11 (2) The individual's use of equipment or services for uncompensated Internet
12 activities, regardless of who owns the equipment and services.

13 (b) Internet activities. For the purposes of this regulation, the term "Internet
14 activities" includes, but is not limited to: sending or forwarding electronic messages;
15 social networking; providing a hyperlink or other direct access to another person's Web
16 site; blogging; creating, maintaining or hosting a Website; paying a nominal fee for the
17 use of another person's Web site; and any other form of communication distributed over
18 the Internet.

19 (c) Equipment and services. For the purposes of this regulation, the term
20 "equipment and services" includes, but is not limited to: computers, software, Internet
21 domain names, Internet Service Providers (ISP), and any other technology that is used to
22 provide access to or use of the Internet.

1 (d) This regulation does not exempt from the definition of contribution or
2 expenditure:

3 (1) Any payment for any general or public advertisement, as described in Section
4 84501, which is authorized and paid for by a person or committee for the purpose of
5 supporting or opposing a candidate for elective office or a ballot measure.

6 (2) Any payment for communication supporting or opposing a candidate or ballot
7 measure placed for a fee (other than a nominal amount) on another person's website;

8 (3) Any payment for the purchase or rental of an e-mail address list made at the
9 direction of a political committee; or any payment for an e-mail address list that is
10 transferred to a political committee.

11 NOTE: Authority cited: Section 83112, Government Code. Reference: Sections 82015,
12 82025 and 85312, Government Code.